

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

In re
Gary L Lynn
Debtor

Case No 5:16-bk-05051 JJT

M&T Bank
Movant
v

Gary L Lynn
Charles DeHart III
Respondents

ANSWER OF DEBTOR TO STAY RELIEF MOTION OF MORTGAGEE

Gary L Lynn (the "Debtor"), by the Debtor's attorney, Robert Spielman, states the following:

1. Admitted.
2. Admitted.
3. Admitted.
4. Admitted.
5. Denied. No foreclosure proceedings had commenced or had been contemplated prior to the filing date of this petition.
6. Denied. The Debtor admits that he is delinquent but denies that the post-petition delinquency has been correctly computed. In any case, the Debtor will cure the post-petition delinquency within a reasonable amount of time. Further, there is at least \$45,000 in equity in this property, and there is no possible way that the interests of the Movant are jeopardized as a result. In addition, this property is being sold, and the closing should occur by the end of this year, and Movant will be paid in full at that time.
7. Denied. The Debtor admits that he is delinquent but denies that the post-petition delinquency has been correctly computed. In any case, the Debtor will cure the post-petition delinquency within a reasonable amount of time. Further, there is at least \$45,000 in equity in this property, and there is no possible way that the interests of the Movant are jeopardized as a result. In addition, this property is being sold, and the closing should occur by the end of this year, and Movant will be paid in full at that time.

8. No answer required.

WHEREFORE, the Debtor requests that the Motion be dismissed; and that the Court grant such other relief as is just.

LAW OFFICES OF ROBERT SPIELMAN, P.C.

BY: /s/ Robert Spielman

Robert Spielman
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E-mail bobspielman@yahoo.com

Bloomsburg, Pennsylvania
Dated: September 4, 2018

CERTIFICATION OF SERVICE

I, Robert Spielman, 29 East Main Street, Bloomsburg, PA 17815-1485 certify: that I am, and at all times hereinafter mentioned was, more than 18 years of age; that on the date set forth below, I served a copy of the annexed Answer on:

Charles J DeHart III
8125 Adams Ave
Hummelstown PA 17036

James C. Warmbrodt, Esquire
KML Law Group, P.C.
BNY Mellon Independence Center
701 Market Street, Suite 5000
Philadelphia, PA 19106

by first class mail, postage prepaid, addressed as set forth above, or by electronic transmission. I certify under penalty of perjury that the foregoing is true and correct.

LAW OFFICES OF ROBERT SPIELMAN, P.C.

BY: /s/ Robert Spielman _____

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